

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

Nakia Pitre, <i>on behalf of herself</i>	)	
<i>and others similarly situated,</i>	)	
	)	Civil Action No. 1:15-cv-00869-GBL-TCB
Plaintiff,	)	
	)	
v.	)	
	)	Jury Trial Demanded
Capital One Bank (USA), N.A.,	)	
	)	
<u>Defendant.</u>	)	

**STIPULATION OF DISMISSAL**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the parties stipulate to the dismissal of Plaintiff's claims with prejudice, and the claims of the putative class members without prejudice, with each party to bear its own fees and costs.

Respectfully submitted,

Dated: October 19, 2015

/s/R. Scott Caulkins

R. Scott Caulkins, Esq., VA Bar No. 23584  
Patricia E. Bruce, Esq., VA Bar No. 48007  
CAULKINS & BRUCE, PC  
2300 Wilson Blvd., Suite 240  
Arlington, Virginia 22201  
Tel: 703-558-3664 (Direct)  
Fax: 703-525-1331  
scaulkins@caulkinsbruce.com

*Pro hac vice:*

Aaron D. Radbil, Esq., TX Bar No. 24094090  
Greenwald Davidson Radbil PLLC  
106 East Sixth Street, Suite 913  
Austin, Texas 78701  
Tel: (512) 322-3912  
Fax: (561) 961-5684  
aradbil@gdrlawfirm.com

*Counsel for Plaintiff and the proposed class*

*/s/Amy Miller*

---

Amy Miller (VSB No. 70698)  
Elizabeth H. Goodall (VSB No. 85763)  
McGuireWoods LLP  
2001 K Street, NW  
Suite 400  
Washington, DC 20006  
Tel: (202) 857-1732  
Fax: (202) 828-2963  
amiller@mcguirewoods.com  
egoodall@mcguirewoods.com

*Pro Hac Vice:*

Aaron D. Van Oort  
Eileen M. Hunter  
Erin L. Hoffman  
Larry E. LaTarte  
Faegre Baker Daniels LLP  
2200 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, MN 55402-3901  
Phone: (612) 766-8043  
Fax: (612) 766-1600  
aaron.vanoort@FaegreBD.com  
eileen.hunter@FaegreBD.com  
erin.hoffman@FaegreBD.com  
larry.latarte@FaegreBD.com

*Counsel for Capital One*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 19<sup>th</sup> day of October 2015, a copy of the foregoing document was electronically filed with the Clerk through the ECF system, which will send a notification of such filing (NEF) to the following:

Amy Miller  
Elizabeth H. Goodall  
MCGUIREWOODS LLP  
2001 K Street, NW  
Suite 400  
Washington, DC 20006  
Tel: (202) 857-1729  
Fax: (202) 828-2990  
amiller@mcguirewoods.com  
egoodall@mcguirewoods.com  
*Counsel for Defendant*

/s/ R. Scott Caulkins  
R. Scott Caulkins